



PATENT  
Attorney Docket N<sup>o</sup>: 5809.263-US-01 (PTG 02-502-1)

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application Of : Tom Mooty, et al.  
Serial N<sup>o</sup> : 09/577,653  
Filed : May 24, 2000  
Examiner : John S. Maples  
Group Art Unit : 1745  
For : CORDLESS POWER TOOL BATTERY RELEASE MECHANISM

Assistant Commissioner for Patents  
Washington, D.C. 20231

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*Penny L. Flint*  
Penny L. Flint

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Trademark Office.

Date: October 10, 2002

POWER OF ATTORNEY BY ASSIGNEE OF ENTIRE INTEREST  
(REVOCATION OF PRIOR POWERS)

The assignee of record of the entire interest of the above identified application as recorded with the United States Patent and Trademark Office on July 31, 2000, being Reel/Frame 011021/0128, is Porter-Cable Corporation, P.O. Box 2468, 4825 Highway 45 North, Jackson, TN 38302,

REVOCATION OF PRIOR POWERS OF ATTORNEY

all powers of attorney previously given are hereby revoked and

NEW POWER OF ATTORNEY

the following attorney(s) and/or agent(s) are hereby appointed to prosecute and transact all business in the Patent and Trademark Office connected therewith.

Sean Patrick Suiter Reg. N<sup>o</sup> 34,260  
Kevin E. West Reg. N<sup>o</sup> 43,983  
William J. Breen, III Reg. N<sup>o</sup> 45,313

Chad W. Swantz Reg. N<sup>o</sup> 46,329  
Walter J. Malinowski Reg. N<sup>o</sup> 43,423  
Nathan T. Grebasch Reg. N<sup>o</sup> 48,600

Please address all correspondence to:



23531

PATENT TRADEMARK OFFICE

SUITER & ASSOCIATES PC  
14301 FNB Parkway, Suite 220  
Omaha, NE 68154-5299  
(402) 496-0300 (Telephone)  
(402) 496-0333 (Telecopier)

### ASSIGNEE STATEMENT

Attached to this power is a "STATEMENT UNDER 37 C.F.R. § 3.73(B)."

7 Oct 2002

Date

Robert F. Burkholder  
Senior Vice President of Technology



**PATENT**

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Washington, D.C. 20231

**STATEMENT UNDER 37 C.F.R. § 3.73(B) - ESTABLISHING  
RIGHT OF ASSIGNEE TO TAKE ACTION**

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**CERTIFICATE OF MAILING/TRANSMISSION (37 C.F.R. § 1.8)**

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Penny L. Flint  
Penny L. Flint

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Trademark Office.

Date: October 10, 2002

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The assignee of the entire right, title and interest hereby seeks to take action in the PTO in this matter.

**IDENTIFICATION OF ASSIGNEE**

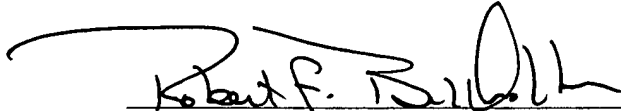
Porter-Cable Corporation is a corporation as recorded with the United States Patent and Trademark Office on July 31, 2000, being Reel/Frame 011021/0128.

**PERSON AUTHORIZED TO SIGN**

I, the person signing below, state that I am empowered to sign this statement on behalf of the assignee.


## **BASIS OF ASSIGNEE'S INTEREST**

Ownership by the assignee is established as follows: an assignment from the inventor(s) of the matter identified above, which was recorded in the Patent and Trademark Office at Reel 011021, Frame 0128, of which a copy is attached.

  
Robert F. Burkholder  
Senior Vice President of Technology

Respectfully Submitted,

Porter-Cable Corporation,

By   
Sean Patrick Suiter  
Reg. N° 34,260

Suiter & Associates PC  
14301 FNB Parkway  
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Omaha, NE 68154-5299  
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PATENT TRADEMARK OFFICE



**UNITED STATES DEPARTMENT OF COMMERCE  
Patent and Trademark Office**

ASSISTANT SECRETARY AND COMMISSIONER  
OF PATENTS AND TRADEMARKS  
Washington, D.C. 20231

OCTOBER 13, 2000

PTAS

MERCHANT & GOULD P.C.  
BRYAN K. PHILLIPS  
P.O. BOX 2903  
MINNEAPOLIS, MN 55402-0903



\*101443389A\*

**UNITED STATES PATENT AND TRADEMARK OFFICE  
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PLEASE REVIEW ALL INFORMATION CONTAINED ON THIS NOTICE. THE INFORMATION CONTAINED ON THIS RECORDATION NOTICE REFLECTS THE DATA PRESENT IN THE PATENT AND TRADEMARK ASSIGNMENT SYSTEM. IF YOU SHOULD FIND ANY ERRORS OR HAVE QUESTIONS CONCERNING THIS NOTICE, YOU MAY CONTACT THE EMPLOYEE WHOSE NAME APPEARS ON THIS NOTICE AT 703-308-9723. PLEASE SEND REQUEST FOR CORRECTION TO: U.S. PATENT AND TRADEMARK OFFICE, ASSIGNMENT DIVISION, BOX ASSIGNMENTS, CG-4, 1213 JEFFERSON DAVIS HWY, SUITE 320, WASHINGTON, D.C. 20231.

RECORDATION DATE: 07/31/2000

REEL/FRAME: 011021/0128  
NUMBER OF PAGES: 5

BRIEF: ASSIGNMENT OF ASSIGNOR'S INTEREST (SEE DOCUMENT FOR DETAILS).

ASSIGNOR:

MOOTY, TOM

DOC DATE: 06/07/2000

ASSIGNOR:

CLOWERS, EARL

DOC DATE: 06/07/2000

ASSIGNOR:

ETTER, MARK

DOC DATE: 06/07/2000

ASSIGNOR:

GIST, DAILY

DOC DATE: 06/07/2000

ASSIGNOR:

LAGALY, MICHAEL

DOC DATE: 06/07/2000

ASSIGNEE:

PORTER-CABLE CORPORATION  
4825 HIGHWAY 45 NORTH  
P.O. BOX 2468  
JACKSON, TENNESSEE 38302-2468

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• 011021/0128 PAGE 2

SERIAL NUMBER: 09577653  
PATENT NUMBER:

FILING DATE: 05/24/2000  
ISSUE DATE:

TARA WASHINGTON, EXAMINER  
ASSIGNMENT DIVISION  
OFFICE OF PUBLIC RECORDS

08-28-2000

FORM PTO-1595  
(Rev. 6-93)  
OMB No. 0651-0011 (exp. 4/94)  
M&G- 5809.263US01



EET

U.S. DEPARTMENT OF COMMERCE  
Patent and Trademark Office

101443389

7.21.00

To the Commissioner of Patents and Trademarks: Please record the attached original documents or copy thereof.

1. Name of conveying party(ies):

Tom Mooty  
Earl Clowers  
Mark Etter  
Daily Gist  
Michael Lagaly



2. Name and address of receiving party(ies):

Porter-Cable Corporation  
P.O. Box 2468  
4825 Highway 45 North  
Jackson, Tennessee 38302-2468

Additional name(s) of conveying party(ies) attached? ☐ Yes ☒ No

Additional name(s) & address(es) attached? ☐ Yes ☒ No

3. Nature of conveyance:

- ☒ Assignment ☐ Merger  
☐ Security Agreement ☐ Change of Name  
☐ Other:

Execution Date: June 7, 2000

4. Application number(s) or patent number(s):

If this document is being filed together with a new application, the execution date of the application is:

A. Patent Application No.(s)

B. Patent No.(s)

09/577,653

Additional numbers attached? ☐ Yes ☒ No

5. Name and address of party to whom correspondence concerning document should be mailed:

Name: Bryan K. Phillips  
Address: Merchant & Gould P.C.  
P.O. Box 2903  
Minneapolis, MN 55402-0903



7. Total fee (37 CFR 3.41):

\$40.00 E

- ☒ Enclosed  
☐ Authorized to be charged to deposit account

8. Please charge any additional fees or credit any overpayments to our Deposit account number: 13-2725

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9. Statement and signature:

To the best of my knowledge and belief, the foregoing information is true and correct and any attached copy is a true copy of the original document.

Bryan K. Phillips

Name of Person Signing

Signature

July 25, 2000

Date

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08/28/2000 MTHA11 00000230 09577653

01 FC:581

40.00 OP

**ASSIGNMENT**

WHEREAS, we, Tom Mooty, residing at 97 Blake Street, Jackson, Tennessee 38305-2621/USA; Earl Clowers, residing at 111 Brewton Court, Anderson, South Carolina 29621/USA; Mark Etter, residing at 15 Barrington Cove, Jackson, Tennessee 38305-6644/USA; Daily Gist, residing at 8 Stonehaven Woods, Jackson, Tennessee 38305-1917/USA; and Michael Lagaly, residing at 173 Reynolds Drive, Jackson, Tennessee 38305-1561/USA; made certain new and useful inventions and improvements for which we filed an application for Letters Patent of the United States on May 24, 2000, application Serial No. 09/577,653 which is entitled "CORDLESS POWER TOOL BATTERY RELEASE MECHANISM."

AND WHEREAS, Porter-Cable Corporation, a corporation organized and existing under and by virtue of the laws of the State of Minnesota, and having an office and place of business at P.O. Box 2468, 4825 Highway 45 North, Jackson, Tennessee 38302-2468/USA (hereinafter "Assignee") is desirous of acquiring the entire right, title and interest in and to said inventions, improvements and application and in and to the Letters Patent to be obtained therefor;

NOW THEREFORE, to all whom it may concern, be it known that for and in consideration of the sum of One Dollar and other good and valuable considerations, the receipt and sufficiency whereof is hereby acknowledged, we have sold, assigned, and transferred, and by these presents do sell, assign and transfer unto said Assignee, its successors or assigns, the entire right, title and interest for all countries in and to all inventions and improvements disclosed in the aforesaid application, and in and to the application, all divisions, continuations, or renewals thereof, all Letters Patent which may be granted therefrom, and all reissues or extensions of such patents, and in and to any and all applications which have been or shall be filed in any foreign countries for Letters Patent on the inventions and improvements, including an assignment of all rights under the provisions of the International Convention, and all Letters Patent of foreign countries which may be granted therefrom; and we do hereby authorize and request the Commissioner of Patents and Trademarks to issue any and all United States Letters Patent for the aforesaid inventions and improvements to the Assignee as the assignee of the entire right, title and interest in and to the same, for the use of the Assignee, its successors and assigns.

AND, for the consideration aforesaid, we do hereby agree that we and our executors and legal representatives will make, execute and deliver any and all other instruments in writing including any and all further application papers, affidavits, assignments and other documents, and will communicate to said Assignee, its successors and representatives all facts known to us relating to said improvements and the history thereof and will testify in all legal proceedings and generally do all things



- which may be necessary or desirable more effectually to secure to and vest in said Assignee, its successors or assigns the entire right, title and interest in and to the improvements, inventions, applications, Letters Patent, rights, titles, benefits, privileges and advantages hereby sold, assigned and conveyed, or intended so to be.

AND, furthermore we covenant and agree with said Assignee, its successors and assigns, that no assignment, grant, mortgage, license or other agreement affecting the rights and property herein conveyed has been made to others by us and that full right to convey the same as herein expressed is possessed by us.

IN TESTIMONY WHEREOF, I have hereunto set my hand this 7 day of June, 2000.

Thomas A. Mooty  
Tom Mooty

STATE OF Tennessee )  
COUNTY OF Madison ) ss.

On this 7<sup>th</sup> day of June, 2000, before me personally appeared Tom Mooty to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Guthy O'neale  
Notary Public

June  
May IN TESTIMONY WHEREOF, I have hereunto set my hand this 07 day of May, 2000.

Earl Clowers  
Earl Clowers

STATE OF Tennessee )  
COUNTY OF Madison ) ss.

On this 7<sup>th</sup> day of June, 2000, before me personally appeared Earl Clowers to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Taxby Dreene  
Notary Public

June  
May IN TESTIMONY WHEREOF, I have hereunto set my hand this 14<sup>th</sup> day of May, 2000.

Mark Etter  
Mark Etter

STATE OF Tennessee )  
COUNTY OF Madison ) ss.

On this 7<sup>th</sup> day of \_\_\_\_\_, 2000, before me personally appeared Mark Etter to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Taxby Dreene  
Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand this 7 day of

June, 2000.

Daily Gist 6/7/00  
Daily Gist

STATE OF Tennessee )  
COUNTY OF Madison ) ss.

On this 7<sup>th</sup> day of June, 2000, before me personally appeared Daily Gist to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Terry Dreene  
Notary Public

IN TESTIMONY WHEREOF, I have hereunto set my hand this 7<sup>th</sup> day of

June, 2000.

Michael Lagaly  
Michael Lagaly

STATE OF Tennessee )  
COUNTY OF Madison ) ss.

On this 7<sup>th</sup> day of June, 2000, before me personally appeared Michael Lagaly to me known and known to me to be the person described in and who executed the foregoing instrument, and he duly acknowledged to me that he executed the same for the uses and purposes therein set forth.

[SEAL]

Terry Dreene  
Notary Public